

Remarks

Upon entry of the foregoing amendment, claims 1, 4-10, 17, 18, 20-46, 48-57, 150-153, 155-157, 165, 166 and 171-175 are pending in the application, with claims 1, 150 and 166 being the independent claims. Claims 1, 150, 166 and 171-173 are sought to be amended. The amendments to claims 171-173 seek to remove redundant language from the claims. These changes are believed to introduce no new matter, and their entry is respectfully requested.

Amendment to Claims 1, 150 and 166

The amendment to claims 1, 150 and 166 seeks to add provisos, wherein M is not an FBPase inhibitor and R¹ is not methyl, which were previously in the claims, and were inadvertently removed in Applicants' previous amendment. Also the amendment to claims 1, 150 and 166 seeks to cancel nitrogen as a possible linking atom between M and the phosphorus atom in Formula I.

The amendment further seeks to clarify the claim language by changing the position of the definition for Z and by clarifying alternative language by deleting "or" and replacing "and" with "may be."

Notice of Allowability

Applicants note, with appreciation, the receipt of the Notice of Allowability mailed September 20, 2005. Applicants submit the above changes do not add new matter or require a new search, and respectfully request allowance of the amended claims.

Other Matters

Applicants wish to bring to the Examiner's attention the following regarding Applicants' previous amendment, filed June 28, 2005. In the listing of the claims section, claims 8 and 57 were inadvertently designated "Original," but were amended therein. The Remarks section correctly referred to the claims as "amended" claims. Also, in claims 1, 150 and 166, in the definition of M, "PO₃²", should have been written as "PO₃²⁻." The negative charge "-" was inadvertently removed, but correctly appears in the current Amendment and in the claims as filed. Finally, in claim 1, in the definition for Z, "-CH²aryl" should have been written as "-CH₂aryl," the "2" correctly appears as a subscript in the current Amendment and the claims as filed.

Request for Continued Examination

This Amendment is filed with a Request for Continued Examination under 37 C.F.R. § 1.114. Applicants also file herewith an Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97. Applicants respectfully request that the Examiner consider all information submitted.

Conclusion

All of the stated grounds of objection and rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding objections and rejections and that they be withdrawn. Applicants believe that a full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will

expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Prompt and favorable consideration of this Amendment and Reply is respectfully requested.

Respectfully submitted,
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